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Attorney for Plaintiff

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

MAY LEE-MEAD, ) Case No. 1:22-cv-00421-EPG  
Plaintiff, ) STIPULATION AND ORDER FOR  
vs. ) EXTENSION OF TIME  
(ECF No. 14)  
KILOLO KIJAKAZI, Acting )  
Commissioner of Social Security, )  
Defendant. )

IT IS HEREBY STIPULATED, by and between the parties through their respective counsel of record, with the Court's approval, that Plaintiff shall have a 60-day extension of time, from November 23, 2022, to January 23, 2023, for Plaintiff to serve on defendant with Plaintiff's Motion for Summary Judgment. All other dates in the Court's Scheduling Order shall be extended accordingly.

This is Plaintiff's second request for an extension of time. In the months of May through July 21, 2022, Counsel has received an influx of Social Security Certified Administrative Records (CAR). A review of the records received shows Counsel has received at least 50 CARs, the majority of which were filed in June 2022. This has caused an unusually large number of cases that have merit briefs due in the months of August and September. For the months of September and October 2022, we have received an additional 39 CARs.

1 For the weeks of November 21, 2022 and November 28, 2022, Counsel currently has 10  
2 merit briefs, and several letter briefs and reply briefs. Additional time is needed to thoroughly  
3 brief this matter for the Court. Also, as previously reported, Counsel for Plaintiff underwent  
4 major orthopedic surgery in March 2022, requiring significant physical therapy. This has  
5 required Plaintiff's counsel to take time off during the work week and work months since then.  
6 Although much improved, Counsel still participates in regular physical therapy two to three  
7 times per week.

8 Lastly, Counsel for Plaintiff is currently taking partial leave as his child was born on  
9 October 14, 2022. Thus, Counsel is working limited hours for the months of October and  
10 December 2022.

11 Defendant does not oppose the requested extension. Counsel apologizes to the Defendant  
12 and Court for any inconvenience this may cause.

13  
14 Respectfully submitted,

15 Dated: November 21, 2022 PENA & BROMBERG, ATTORNEYS AT LAW

16  
17 By: /s/ Jonathan Omar Pena  
18 JONATHAN OMAR PENA  
Attorneys for Plaintiff

19  
20 Dated: November 21, 2022 PHILLIP A. TALBERT  
21 United States Attorney  
22 MATHEW W. PILE  
23 Associate General Counsel  
Office of Program Litigation  
Social Security Administration

24  
25 By: \*s/ Oscar Gonzalez de Llano  
26 Oscar Gonzalez de Llano  
27 Special Assistant United States Attorney  
28 Attorneys for Defendant  
(\*As authorized by email on Nov. 21, 2022)

1                   **ORDER**

2                 Based on the above stipulation (ECF No. 14), IT IS ORDERED that Plaintiff shall file  
3 Plaintiff's motion for summary judgment no later than January 23, 2023. All other deadlines in  
4 the Court's scheduling order are extended accordingly.

5                 IT IS SO ORDERED.

6                 Dated: November 22, 2022

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8                    /s/ *Erin P. Grujic*  
9                    UNITED STATES MAGISTRATE JUDGE

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